

0941.69863

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Takamatsu et al.
Serial No.: 10/784,666
Conf. No.: 2332
Filed: February 23, 2004
For: ECCENTRICITY CORRECTION DATA
RECORDING METHOD AND
RECORDING MEDIUM HAVING
ECCENTRICITY CORRECTION DATA
Art Unit: 2651
Examiner: Kapadia, Varsha A.

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AUG 23 2006

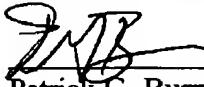
FACSIMILE NO.: (571)273-8300

Number of pages including this Certification: /7

Description: **The following is a Transmittal (in duplicate); Petition to Withdraw Holding of Abandonment and/or Revive, with Exhibits A-E (in duplicate); and Certificate of Facsimile Transmittal.**

FROM: Patrick G. Burns
GREER, BURNS & CRAIN, LTD.
Suite 2500
300 South Wacker Drive
Chicago, Illinois 60606
TELEPHONE NUMBER: (312) 360-0080
FAX NUMBER: (312) 360-9315

I hereby certify that the above-identified papers are being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.



Patrick G. Burns, Reg. No. 29,367

August 23, 2006
Date

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0941.69863

PATENT APPLICATION

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 Examiner: Kapadia, Varsha A.

I hereby certify that this paper is being transmitted by facsimile to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Facsimile No. (571) 273-8300, on this date.

August 23, 2006
 Date


 Registration No. 29,367
 Attorney for Applicant

Mail Stop PETITION
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

TRANSMITTAL

Dear Sir:

Transmitted herewith is a communication regarding the above-identified application.

(X) Petition to Withdraw Holding of Abandonment and/or Revive, with Exhibits A-B (in duplicate).

(X) If a Petition under 37 C.F.R. 1.136(a) for an extension of time for response is required to make the attached response timely and does not separately accompany this transmittal, Applicant(s) hereby petition(s) under 37 C.F.R. 1.136(a) for an extension of time for response in the above-identified application for the period required to make the attached response timely.

(X) The Commissioner is hereby authorized to charge any additional fees which may be required to this application under 37 C.F.R. 1.16-1.17, or credit any overpayment, to Deposit Account No. 07-2069. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

GREER, BURNS & CRAIN, LTD.

By: 

Patrick G. Burns, Reg. No. 29,367

Customer No. 24978
 August 23, 2006
 300 South Wacker Drive
 Suite 2500
 Chicago, Illinois 60606
 Telephone: (312) 360-0080
 Facsimile: (312) 360-9315
 P:\DOCS\0941\69863\AB2942.DOC

0941.69863

PATENT APPLICATION

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AUG 23 2006

Applicant: Takamatsu et al.

Serial No.: 10/784,666

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Art Unit: 2651

Examiner: Kapadia, Varsha A.

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August 23, 2006

Date

Registration No. 29,367

Attorney for Applicant

Mail Stop PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Patrick G. Burns, Reg. No. 29,367

Customer No. 24978
August 23, 2006
300 South Wacker Drive
Suite 2500
Chicago, Illinois 60606
Telephone: (312) 360-0080
Facsimile: (312) 360-9315
P:DOCS:0941\69863\A82942.DOC

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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Takamatsu et al.

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August 23, 2006
Date

Registration No. 29,367
Attorney for Applicant

PETITION TO WITHDRAW HOLDING OF
ABANDONMENT AND/OR REVIVE

Mail Stop PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

A final Office Action was mailed on January 11, 2006, and an Amendment After Final was refused entry on May 25, 2006. On June 7, 2006, Applicants' attorney mailed a Request for Continued Examination ("RCE"), with the required fee and a postcard receipt (Exhibit A). One of several conditional requests for time extension and general authorizations to charge Applicants' attorney's deposit account for such extensions was made of record on May 10, 2006 (Exhibit B).

The RCE was apparently not received or was lost by the Patent and Trademark Office, and the six-month date for reply has now passed. While a formal Notice of Abandonment has not been received, Applicants now petition the Commissioner to withdraw any holdings of abandonment, and accept the RCE as of June 7, 2006, *nunc pro tunc*, pursuant to 37 C.F.R. 1.137(a). Applicants believe that a fee is not required for this 1.181(a) Petition, but if there is a fee, the Office is authorized to charge Deposit Account No. 07-2069. A duplicate copy of this Petition is enclosed.

Abandonment was unavoidable. Applicants' attorney's office routinely files papers in the Patent and Trademark Office. According to established standard procedure, documents such as the RCE filed in this case are prepared by an administrative assistant and presented to an attorney for review and signature. If the paper is in good order, it is signed. The attorney also signs the certificate of mailing or transmission, and returns the papers to the administrative person who prepared the papers. When mail is used, the administrative assistant routinely completes the mailing process and leaves an envelope in the mailroom. Later in the day, mailroom personnel seal the envelope, place adequate postage on the envelope and deposit the envelope with the U.S. Postal Service.

In this case, the undersigned attorney certified that the RCE was sent by first-class mail on June 7, 2006. The aforementioned office practices and the attorney certification are sufficient to establish that these papers were mailed on June 7, 2006. For this reason, abandonment was unavoidable.

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AUG 23 2006

Applicants learned that the Office had not received the June 1, 2006 RCE on August 2, 2006, when Applicants' attorneys received an inquiry from Examiner Kapadia. A copy of the postcard, check and RCE was faxed to the Examiner on August 2, 2006, but the papers could not be accepted without a Petition. The undersigned attorney learned of this situation some time after he returned from travel on August 16, 2006.

If this Petition based on unavoidable abandonment is denied for any reason, Applicants petition for revival of this Application pursuant 37 C.F.R. 1.137(b). Applicants' attorney states that the entire delay in filing the RCE from the due date until the filing of this Petition pursuant to this paragraph was unintentional. Again, the Commissioner is hereby authorized to charge any additional fees which may be required to this application under 37 C.F.R. 1.16-1.17, or credit any overpayment, to Deposit Account No. 07-2069. A duplicate copy of this Paper is enclosed.

Respectfully submitted,

GREER, BURNS & CRAIN, LTD.

By


Patrick G. Burns
Registration No. 29,367

Customer No. 24978

August 23, 2006

300 South Wacker Drive
Suite 2500
Chicago, Illinois 60606
Telephone: (312) 360-0080
Facsimile: (312) 360-9315
P:\DOCS\094\169863\AL4484.DOC

COPY

**In re Patent of**

Takamatsu et al.

ECCENTRICITY CORRECTION DATA...

S.N. 10/784,666

Filed: 2/23/2004

PATENT APPLICATION

PGB:kml

0941.69863

June 7, 2006

RCE Transmittal (in duplicate); check for \$790.00; and Certificate of mailing.

Commissioner for Patents

Please acknowledge receipt of the above-identified documents by applying the Patent and
Trademark Office receipt hereto and mailing this card.Respectfully,
GREER, BURNS & CRAIN, LTD.

EXHIBIT A

08/23/2006 16:07 FAX 312 360 9315
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GREER, BURNS & CRAIN, LTD

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			AMOUNT	DEDUCTION	GL #	Amount	
0002	Commissioner of Patents and Trademarks						41885
6/6/2006	PTO Filing Fee for RCE	Invoice #	Exp Code	Client #	Matter #	GL #	Amount
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CHECK DATE	CONTROL NUMBER	TOTALS ►	790.00
06/06/2006			

GREER, BURNS & CRAIN, LTD.

41885

0002	Commissioner of Patents and Trademarks						41885
Date	Description	Invoice #	Exp Code	Client #	Matter	GL #	Amount
6/6/2006	PTO Filing Fee for RCE	351		0941	69183	11202	790.00

Total this stub

790.00

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EXHIBIT A

PAGE 8/17 * RCVD AT 8/23/2006 5:05:13 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-3/5 * DNIS:2738300 * CSID:312 360 9315 * DURATION (mm:ss):09:00

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PTO/SB/30 (08-03)

Approved for use through 01/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**Request
For
Continued Examination (RCE)
Transmittal**

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/784,666
Filing Date	02/23/2007
First Named Inventor	Kohei Takematsu
Art Unit	2627
Examiner Name	Kapadia, Varsha A.
Attorney Docket Number	0941.69863

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- i. Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
ii. Other _____

- b. Enclosed

- i. Amendment/Reply iii. Information Disclosure Statement (IDS)
ii. Affidavit(s)/ Declaration(s) iv. Other _____

2. **Miscellaneous**

- a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(e) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(e) required)
b. Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- The Director is hereby authorized to charge the following fees, or credit any overpayments, to my Deposit Account No. 07-2069

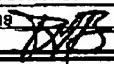
- i. RCE fee required under 37 CFR 1.17(e)
ii. Extension of time fee (37 CFR 1.136 and 1.17)
iii. Other _____

- b. Check in the amount of \$ 780.00 enclosed

- c. Payment by credit card (Form PTO-2038 enclosed)

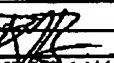
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Patrick G. Burns	Registration No. (Attorney/Agent)	29,367
Signature		Date	June 7, 2008

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Patrick G. Burns		Date	June 7, 2008
Signature				

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

EXHIBIT A

Q941.69863

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Takamatsu et al.
 Serial No.: 10/784,666
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 CORRECTION DATA
 Art Unit: 2651
 Examiner: Kapadia, Varsha A.

I hereby certify that this paper is being deposited with the United States Postal Service as FIRST-CLASS mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date.

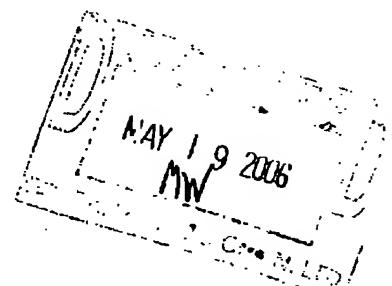
May 10, 2006

Date
F-CLASS.WCM

Appr. February 20, 1998 At orney for Applicant(s)

Registration No. 47,954

COPY



Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

Dear Sir:

Transmitted herewith is a communication regarding the above-identified application.

Fee Calculation For Claims As Amended

	As Amended	Previously Paid For	Present Extra	Rate	Additional Fee
Total Claims	12	20	= 0	x \$ 50.00	= \$ _____
Independent Claims	3	4	= 0	x \$200.00	= \$ _____
Fee for Multiple Dependent Claims				\$360.00	= \$ _____
Total Additional Fee					\$ 0
Small Entity Fee (reduced by half)					\$ _____

(X) Amendment B.

(X) Petition for Extension of Time (in duplicate) with a check for \$120.00.

(X) If a Petition under 37 C.F.R. §1.136(a) for an extension of time for response is required to make the attached response timely and does not separately accompany this transmittal, Applicant(s) hereby petition(s) under 37 C.F.R. §1.136(a) for an extension of time for response in the above-identified application for the period required to make the attached response timely.

(X) The Commissioner is hereby authorized to charge any additional fees which may be required to this application under 37 C.F.R. §§1.16-1.17, or credit any overpayment, to Deposit Account No. 07-2069. A duplicate copy of this sheet is enclosed.

Customer No. 24978
 May 10, 2006
 300 South Wacker Drive
 Suite 2500
 Chicago, Illinois 60606
 Telephone: (312) 360-0080
 Facsimile: (312) 360-9315
 P:DOCS\Q941\69863\A82942.DOC

Respectfully submitted,

GREER, BURNS & CRAIN, LTD.

By: 

Josh C. Smider, Reg. No. 47,954

EXHIBIT B

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AUG 23 2006

0941.69863

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Takamatsu et al.

Serial No.: 10/784,666

Conf. No.: 2332

Filed: February 23, 2004

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Art Unit: 2651

Examiner: Kapadia, Varsha A.

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August 23, 2006
Date


 Registration No. 29,367
 Attorney for Applicant

PETITION TO WITHDRAW HOLDING OF
ABANDONMENT AND/OR REVIVE

Mail Stop PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

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Respectfully submitted,

GREER, BURNS & CRAIN, LTD.

By



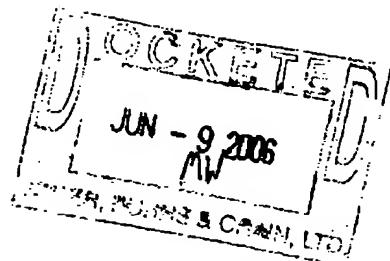
Patrick G. Burns
Registration No. 29,367

Customer No. 24978

August 23, 2006

300 South Wacker Drive
Suite 2500
Chicago, Illinois 60606
Telephone: (312) 360-0080
Facsimile: (312) 360-9315
P:\DOCS\094169863\AL4484.DOC

COPY



In re Patent of
Takamatsu et al.
ECCENTRICITY CORRECTION DATA...
S.N. 10/784,666
Filed: 2/23/2004

PATENT APPLICATION
PGB:kml
0941.69863
June 7, 2006

RCE Transmittal (in duplicate); check for \$790.00; and Certificate of mailing.

Commissioner for Patents

Please acknowledge receipt of the above-identified documents by applying the Patent and Trademark Office receipt hereto and mailing this card.

Respectfully,
GREER, BURNS & CRAIN, LTD.

EXHIBIT A

08/23/2006 16:10 FAX 312 360 9315

GREER, BURNS & CRAIN, LTD

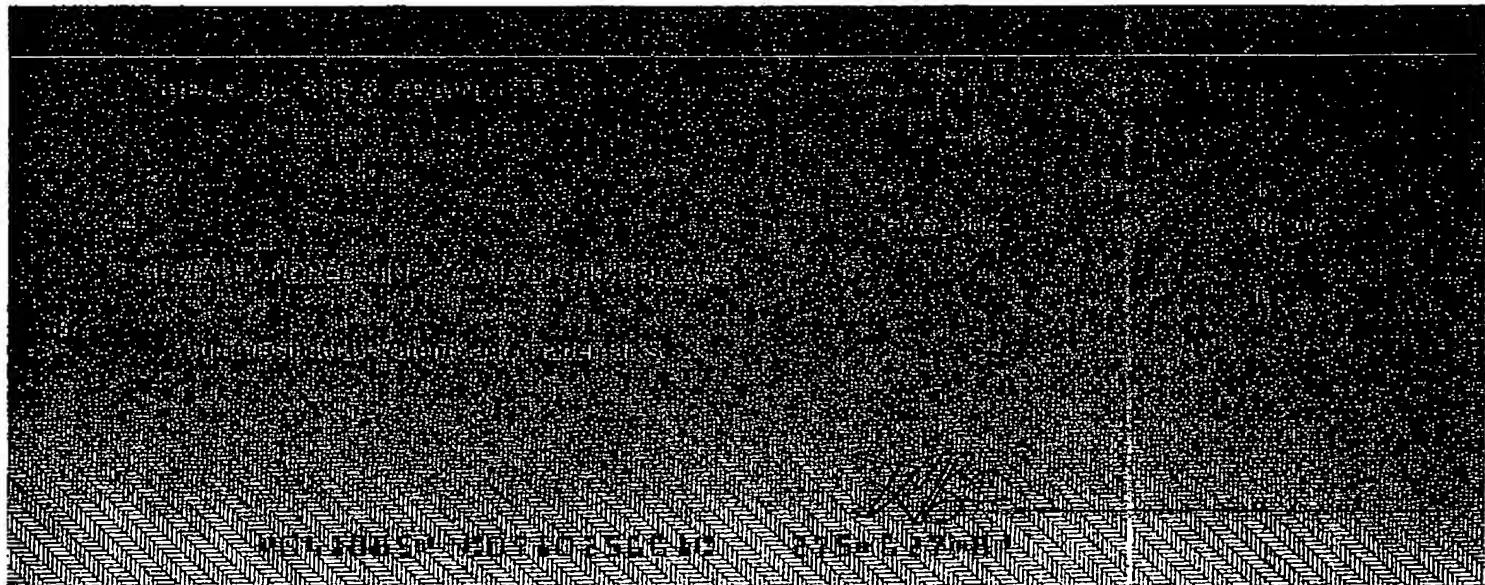
015/017

41885

DATE	DESCRIPTION	INVOICE #	CHECK				NET AMOUNT
			AMOUNT	DEDUCTION	GL #		
0002	Commissioner of Patents and Trademarks						41885
6/6/2006	PTO Filing Fee for RCE		Invoice #	Exp Code	Client #	Matter #	Amount
			351	0941	69853	11202	790.00

COPY

CHECK DATE 08/06/2006	CONTROL NUMBER	TOTALS ►	790.00
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GREER, BURNS & CRAIN, LTD.

41885

0002	Commissioner of Patents and Trademarks						41885
Date 6/6/2006	Description PTO Filing Fee for RCE		Invoice #	Exp Code	Client #	Matter #	Amount 790.00

Total this stub 790.00

EXHIBIT A

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PTO/SB/30 (08-03)

Approved for use through 01/01/2008. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

**Request
For
Continued Examination (RCE)
Transmittal**

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/784,666
Filing Date	02/23/2004
First Named Inventor	Kohel Takamatsu
Art Unit	2627
Examiner Name	Kapadia, Varsha A.
Attorney Docket Number	0941.6986.3

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- I. Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
- II. Other _____

- b. Enclosed

- I. Amendment/Reply III. Information Disclosure Statement (IDS)
- II. Affidavit(s)/Declaration(s) IV. Other _____

2. **Miscellaneous**

- a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(e)(4) for _____ period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(e) required)
- b. Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- The Director is hereby authorized to charge the following fees, or credit any overpayments, to PTO-2069.
- a. Deposit Account No. 07-2069
- I. RCE fee required under 37 CFR 1.17(e)
- II. Extension of time fee (37 CFR 1.138 and 1.17)
- III. Other _____
- b. Check in the amount of \$ 790.00 enclosed
- c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Patrick G. Burns	Registration No. (Attorney/Agent)	29,367
Signature		Date	June 7, 2008

CERTIFICATE OF MAILING OR TRANSMISSION

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Name (Print/Type)	Patrick G. Burns		Date	June 7, 2008
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This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

EXHIBIT A

0941.69863

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Takamatsu et al.
 Serial No.: 10/784,666
 Conf. No.: 2332
 Filed: February 23, 2004
 For: ECCENTRICITY
 CORRECTION DATA
 RECORDING METHOD AND
 RECORDING MEDIUM
 HAVING ECCENTRICITY
 CORRECTION DATA
 Art Unit: 2651
 Examiner: Kapadia, Varsha A.

I hereby certify that this paper is being deposited with the United States Postal Service as FIRST-CLASS mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date.

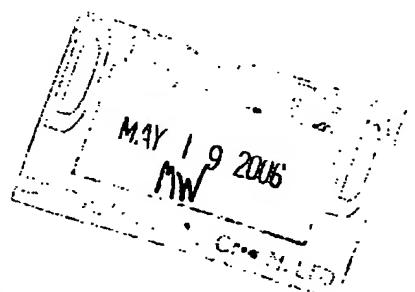
May 10, 2006

Date
F-CLASS. WCM

Appr. February 20, 1998

Registration No. 47,954

Attorney for Applicant(s)

COPY

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

Dear Sir:

Transmitted herewith is a communication regarding the above-identified application.

Fee Calculation For Claims As Amended

	As Amended	Previously Paid For	Present Extra	Rate	Additional Fee
Total Claims	12	20	= 0	x \$ 50.00	= \$ _____
Independent Claims	3	4	= 0	x \$200.00	= \$ _____
Fee for Multiple Dependent Claims				\$360.00	= \$ _____
Total Additional Fee					\$ 0
Small Entity Fee (reduced by half)					\$ _____

(X) Amendment B.

(X) Petition for Extension of Time (in duplicate) with a check for \$120.00.

(X) If a Petition under 37 C.F.R. §1.136(a) for an extension of time for response is required to make the attached response timely and does not separately accompany this transmittal, Applicant(s) hereby petition(s) under 37 C.F.R. §1.136(a) for an extension of time for response in the above-identified application for the period required to make the attached response timely.

(X) The Commissioner is hereby authorized to charge any additional fees which may be required to this application under 37 C.F.R. §1.16-1.17, or credit any overpayment, to Deposit Account No. 07-2069. A duplicate copy of this sheet is enclosed.

Customer No. 24978
 May 10, 2006
 300 South Wacker Drive
 Suite 2500
 Chicago, Illinois 60606
 Telephone: (312) 360-0080
 Facsimile: (312) 360-9315
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Respectfully submitted,

GREER, BURNS & CRAIN, LTD.

By:

Josh C. Snider, Reg. No. 47,954

EXHIBIT B